

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/766,202
	Filing Date	January 27, 2004
	First Named Inventor	Albert Zorko Abram
	Art Unit	
Examiner Name		
Total Number of Pages in This Submission		Attorney Docket Number 021706-002310US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Townsend and Townsend and Crew LLP Joseph R. Snyder Reg. No. 39,381
Signature	
Date	March 24, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Judith Cotham		
Signature		Date	March 24, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

PATENT
Attorney Docket No.: 021706-002310US

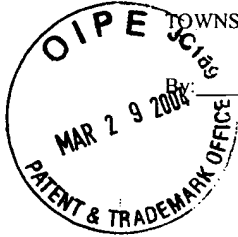
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On

3/24/04

TOWNSEND and TOWNSEND and CREW LLP

Julia C. Coker



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Albert Zorko Abram

Application No.: 10/766,202

Filed: January 27, 2004

For: MOUSSE COMPOSITION

Examiner: not yet assigned

Art Unit: not yet assigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. In accordance with 37 CFR §1.98(d), copies of the references can be found in Application No. 09/719,662, filed 01/30/2001 (Attorney Docket No. 021706-002300US). Additionally, reference 33 is enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

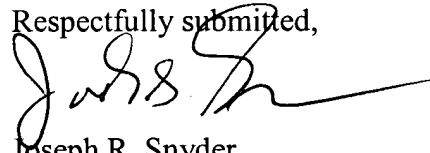
As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement.

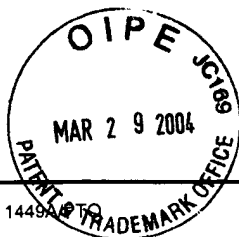
However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Snyder', with a long horizontal flourish extending to the right.

Joseph R. Snyder
Reg. No. 39,381

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 925-472-5000
Fax: 925-472-8895
JS:mr
60173962 v1



PTO/SB/08A (08-03)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Complete if Known		
			Application Number	10/766,202	
			Filing Date	January 27, 2004	
			First Named Inventor		
			Art Unit	not yet assigned	
			Examiner Name	not yet assigned	
Sheet	1	of		Attorney Docket Number	021706-002310US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	1	US-5,143,717	09-01-1992	Davis	
	2	US-5,833,960	11-10-1998	Gers-Barlag et al.	
	3	US-5,733,558	03-1998	Breton et al.	
	4	US-			
	5	US-			
	6	US-			
	7	US-			
	8	US-			
	9	US-			
	10	US-			
	11	US-			
	12	US-			
	13	US-			
	14	US-			
	15	US-			
	16	US-			
	17	US-			
	18	US-			
	19	US-			
	20	US-			

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	21	WO	96/27376	A1	09-12-1996	Medeva PLC		<input type="checkbox"/>
	22	GB	2327344	A	01-27-1999	Ninh Thuy On		<input type="checkbox"/>
	23	WO	99/04751	A	02-04-1999	Unilever PLC		<input type="checkbox"/>
	24	WO	93/25189	A	12-23-1993	Ballard Pharm. Products		<input type="checkbox"/>
	25							<input type="checkbox"/>
	26							<input type="checkbox"/>
	27							<input type="checkbox"/>
	28							<input type="checkbox"/>

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.
60173962 v1

Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			Complete if Known		
			Application Number	not yet assigned	
			Filing Date	January 27, 2004	
			First Named Inventor		
			Art Unit	not yet assigned	
			Examiner Name	not yet assigned	
Sheet	2	of		Attorney Docket Number	021706-002310US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	29	LODISH, et al.: "Biomembranes: Structural organization and Basic Functions" in MOLECULAR CELLULAR BIOLOGY, 4th Ed.; Chapter 5.3 (2000)	
	30	SHAW, D. J.: "Introduction to colloid and surface Chemistry" 4th Ed.; esp. pp. 2-3; pp. 84-85 and pp. 88-89.	
	31	O'LENICK, A. J. Jr. et al.: "Primary Ingredients"; esp. pp. 3-9.	
	32	WOODFORD et al.: "Bioavailability and activity of topical corticosteroids from a novel drug delivery system, the aerosol quick-break foam"; J. Pharmaceutical Sciences; Vol. 66, No. 1; pp. 99-104 (1977)	
	33	ZORKO, et al., "Mousses"; Handbook of Cosmetic Science and Technology; pgs. 221-232; Marcel Dekker, Inc.; New York	
	34		
	35		
	36		
	37		
	38		
	39		

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

¹ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

² Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.